

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
)
Plaintiff,) 4:06CR3098
)
vs.)
)
)
BILLIE ROSS,)
)
Defendant.)

ORDER

On the oral motion of the parties,

IT IS ORDERED that:

(1) The hearing on the government's motion for reduction of sentence pursuant to Rule 35(b) (filing [41](#)) has been reset before the undersigned United States district judge to Friday, February 13, 2009, at 12:00 noon in Courtroom No. 1, United States Courthouse and Federal Building, 100 Centennial Mall North, Lincoln, Nebraska.

(2) At the request of the defendant through his counsel, the defendant will participate in the hearing by telephone.

(3) The Marshal is directed not to return the defendant to the district.

(4) The defendant is held to have waived his right to be present.

January 14, 2009.

BY THE COURT:

s/ *Richard G. Kopf*
United States District Judge